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08-31-06

ATTORNEY DOCKET NO. 10031298-1

ITW  
AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jefferson B. Burch et al.

Serial No.: 10/698,292

Examiner: J. D. Ewart

Filing Date: October 31, 2006

Group Art Unit: 2617

Title: **BANDWIDTH MANAGEMENT IN A WIRELESS MEASUREMENT SYSTEM USING STATISTICAL PROCESSING OF MEASUREMENT DATA**

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, July 21, 2006, rejecting the following claims 1-3, 5-13, 17-21, 23-28, 30-36, 40-42 and 44-46.

The fee for this Notice of Appeal (37 CFR 1.17(b)) is **\$500.00**.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

|                          |              |           |
|--------------------------|--------------|-----------|
| <input type="checkbox"/> | one month    | \$ 120.00 |
| <input type="checkbox"/> | two months   | \$ 450.00 |
| <input type="checkbox"/> | three months | \$1020.00 |
| <input type="checkbox"/> | four months  | \$1590.00 |

☐ The extension fee has already been filled in this application.

☒ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-1078** the sum of **\$500.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-1078** pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

☒ I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV568242180US in an envelope addressed to: MS AF Commissioner for Patents, P O Box 1450, Alexandria, VA 22313-1450, on the date shown below.  
Date of Deposit: 08-30-2006

☐ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile:

Typed Name: Joy H. Perigo

Signature: Joy H. Perigo

09/01/2006 AWONDAF1 00000023 501078 10698292

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Respectfully submitted,

Jefferson B. Burch et al.

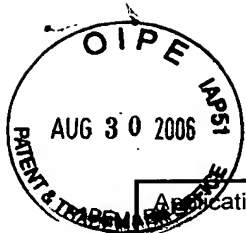
By Thomas J. Meahney

Thomas J. Meahney  
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Date: August 30, 2006

Telephone No. 214-855-8230



Application No.: 10/698,292

Attorney Docket No.: 10031298-1

## Certificate of Express Mailing Under 37 CFR 1.10

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